

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

| | | |
|-------------------------------|---|---------------------------|
| DERRICK HOLMES, |) | |
| |) | |
| Plaintiff, |) | 8:05CV369 |
| |) | |
| v. |) | |
| |) | |
| CITY OF OMAHA, OMAHA POLICE |) | REPORT AND RECOMMENDATION |
| DEPARTMENT, DON CAREY, Chief |) | |
| of Police, Individually and |) | |
| in his official capacity; |) | |
| Omaha Police Officer DEREK |) | |
| MOIS, Individually and in his |) | |
| official capacity; Omaha |) | |
| Police Officer DAVID |) | |
| WESTBROOK, Individually and |) | |
| in his official capacity; |) | |
| Omaha Police Officer ROSEMARY |) | |
| BURDESS, Individually and in |) | |
| his official capacity; Omaha |) | |
| Police Officer THOMAS LOFTUS, |) | |
| Individually and in his |) | |
| official capacity; Omaha |) | |
| Police Sgt. SOKOLIK, |) | |
| Individually and in his |) | |
| official capacity; JOHN DOES |) | |
| 1-10, |) | |
| |) | |
| Defendants. |) | |
| |) | |
| |) | |

There has been no response to the court's order of
November 28, 2005, filing 31.

IT THEREFORE HEREBY IS RECOMMENDED to the Honorable Richard
G. Kopf, United States District Judge, that this matter be
dismissed.

DATED this 11th day of January, 2006.

BY THE COURT:

s/ *David L. Piester*

David L. Piester
United States Magistrate Judge